

The Little Traverse Bay Bands of Odawa Indians  
Tribal Council Meeting  
Tribal Council Chambers  
7500 Odawa Circle  
Harbor Springs, MI 49740  
October 9, 2014

Closed Session: No

Call to Order: 9:06 a.m.

Opening Ceremony: Tamara Kiogima

Council Present: Legislative Leader Regina Gasco Bentley, Secretary Julia Shananaquet, Treasurer Marcella Reyes, Councilor Bill A. Denemy, Councilor John Keshick III, Councilor Beatrice A. Law, Councilor Aaron Otto

Absent: Councilor Naganashe, Councilor Winnay Wemigwase

Legislative Office Staff Present: Legislative Services Attorney Donna Budnick, Treasury Director Michael Garrow, Enjinaaknegeng General Counsel James Bransky, Legislative Office Manager Michele LaCount, Legislative Office Administrative Assistant Tamara Kiogima

Executive Officials and Staff Present: Chairman Fred Kiogima, Vice-Chair Deb DeLeon, Tribal Chief Financial Officer Carrie Carlson, Interim Tribal Administrator Denise Petoskey, Executive Services Attorney Dianne Vitols

Judicial Staff: Chief Judge Allie Maldonado, Tribal Court Administrator Sarah Brubaker

Public: Andrew Stich

Invited Guests: none

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9:15 a.m. Councilor Naganashe arrives

Motion made by Councilor Law and supported by Treasurer Reyes to adopt the agenda of October 9, 2014, as amended

Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

Motion carried.

Motion made by Councilor Law and supported by Councilor Naganashe to approve the minutes of September 25, 2014 as presented.

Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

Motion carried.

9:18 a.m.: Elder comments

1  
2 **9:18 a.m. Tribal Court Update – Chief Judge Maldonado**

3 **Discussion Items:** Child Support Orders, Failure to comply with submission of  
4 Backlog Reports, Draft of “A Restatement of the Law of The Little Traverse Bay  
5 Bands of Odawa Indians, 2014 Volume.” Court Administrator Sarah Brubaker  
6 presented “Sober Living Strategic Plan”, and discussed various court grants  
7 utilized. Wellbriety and the importance of developing a program for youth, similar  
8 to Alanon. Requested an open communication procedure between Tribal  
9 Council and Judicial.

10  
11 Motion made by Secretary Shananaquet and supported by Councilor Law to  
12 acknowledge receipt of the 2013 Annual Judicial Branch Report and the verbal  
13 report of Chief Judge Maldonado as presented on October 9, 2014.

14 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

15 Motion carried.

16  
17 Motion made by Councilor Law and supported by Secretary Shananaquet to  
18 authorize Legislative Leader Gasco Bentley to send a letter to the Appellate  
19 Justices requesting overdue Backlog Reports.

20 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

21 Motion carried.

22  
23 **10:32 a.m. Break**

24 **10:47 a.m. Resume**

25  
26 **Enjinaaknegeng**

27 Motion made by Secretary Shananaquet and supported by Councilor Otto to  
28 accept General Counsel Bransky’s verbal and written report as presented on  
29 October 9, 2014.

30 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

31 Motion carried.

32  
33 Motion made by Secretary Shananaquet and supported by Treasurer Reyes to  
34 authorize Enjinaaknegeng to retain Hogen Adams as a consultant.

35 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

36 Motion carried.

37  
38 **Executive Updates**

39 **Discussion Items:** Tribe has received Grant approval in the amount of  
40 \$482,000.00 for Archives Expansion

41  
42 Motion made by Secretary Shananaquet and supported by Councilor Denemy to  
43 acknowledge the verbal report of Chairman Kiogima as presented on October 9,  
44 2014.

45 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

46 Motion carried.

1 **Legislative Leader Report**

2 **Discussion Items:** No meetings w/Executive to report. E-mail(s) received from  
3 Elder Citizen C. Gibson regarding health care costs, Elder Citizen J. Fields  
4 regarding Berg Farm and Farmer's Market.

5  
6 Motion made by Secretary Shananaquet and supported by Councilor Otto to  
7 accept Legislative Leader Gasco Bentley's verbal report as presented on  
8 October 9, 2014.

9 Vote: 8-Yes, 0-No, 0-Abstained, 1-Absent (Councilor Wemigwase)  
10 Motion carried.

11  
12 11:46 a.m. Public Comment Opens

- 13 • Andrew Stich inquired into the difference between the Ethics Committee  
14 and the Ethics Ad-hoc committee and how many reports have been  
15 reviewed. Mr. Stich also inquired into the total budget numbers and  
16 outstanding payment of ongoing debt. There was further questions about  
17 the Tribal Council Work Session agenda.

18 11:59 a.m. Public Comment Closes

19  
20 12:00 p.m. Lunch Break

21 1:31 p.m. Meeting Resumes  
22

23 **Secretary Report**

24 The following Tribal Council approved/adopted documents were delivered to the  
25 Executive:

- 26  
27 • Waganakising Odawak Statute Amendment to WOS 2010-021 Gaming  
28 Delegation and Authority.  
29  
30 • Certified Motion #092614-01; Authorization of Inter-Tribal Council of  
31 Michigan, Inc. to administer the BIA Child Welfare Assistance Program  
32 under PL 93-638  
33  
34 • Tribal Resolution: Supplemental funding in the Amount of \$12,000, and  
35 Authorization for Legal Services Engagement of Drummond Woodsum for  
36 the Development of a Draft Tribal Governmental Personnel Policy  
37 Handbook.  
38

39 Vetoes: None  
40

41 Phone Polls: Phone Poll conducted on 10-01-14 for the following purpose:  
42 Motion to Approve Certified Motion #100114-01 Request for Funding from the  
43 U.S. Department of Health and Human Services Indian Health Services  
44 Sustainability Funds, Little Traverse Bay Bands of Odawa Indians Health Park  
45 energy Audit. The Phone Passed: 8-Yes, 0-No, 0-Abstain, 1-Absent.  
46

1 Additional Information provided: Attended the 3<sup>rd</sup> Annual Three Tribe Land and  
2 Reservation meeting @ Odawa Hotel and continue my attendance to the  
3 Violence Against Women Act committee meetings where we continue to work on  
4 the Domestic Violence Statute. Have concern with Health Department turning  
5 away Citizens needing assistance with mental health issues.

6  
7 Motion made by Councilor Law and supported by Councilor Naganashe to accept  
8 Secretary Shananaquet's verbal report as presented on October 9, 2014.  
9 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)  
10 Motion carried.

### 11 **Treasurer Report**

12 **Discussion Items:** Reported on Finance Committee(AFC) Meetings of  
13 September 29, 2014, 2016 Budget Hearings held on October 6, 2014 and  
14 October 8, 2014. Next regular AFC meeting will be held October 14, 2014.  
15

16  
17 Motion made by Councilor Naganashe and supported by Councilor Law to accept  
18 Treasurer Reyes' verbal report as presented on October 9, 2014.  
19 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)  
20 Motion carried.

### 21 **Tribal Council Reports**

22 Motion made by Councilor Denemy and supported by Councilor Law to approve  
23 Tribal Council attendance to the "Abuse in Later Life Service Provider Cross  
24 Training" to be held on October 17, 2014, at the LTBB Tribal Health Clinic.  
25 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)  
26 Motion carried.  
27

### 28 **Tribal Council Travel Reports – None to report**

### 29 **Tribal Council Committee Reports:**

#### 30 **Gaming Authority Committee**

31 Motion made by Councilor Naganashe and supported by Treasurer Reyes to  
32 accept the verbal report of the Gaming Authority Committee as presented by  
33 Councilor Otto, Committee Chairman.  
34 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)  
35 Motion carried.  
36

#### 37 **Agriculture Assessment Work Group**

38 Motion made by Secretary Shananaquet and supported by Councilor Law to  
39 accept the verbal report of the Agriculture Assessment Work Group as presented  
40 by Councilor Keshick, Committee Chairman.  
41 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)  
42 Motion carried.  
43

### 44 **Land and Reservation Committee**

1 Motion made by Treasurer Reyes and supported by Councilor Law to accept the  
2 verbal report of the Land and Reservation Committee as presented by Legislative  
3 Leader Gasco Bentley, Committee Chairperson.

4 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

5 Motion carried.

### 6 7 **Legal Legislative Committee**

8 Motion made by Councilor Naganashe and supported by Councilor Law to accept  
9 the verbal report of the Legal Legislative Committee as presented by Legislative  
10 Leader Gasco Bentley, Committee Chairperson.

11 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

12 Motion carried.

### 13 14 **Ethics Committee**

15 Motion made by Councilor Keshick and supported by Councilor Law to accept  
16 the verbal report of the Ethics Committee as presented by Councilor Otto,  
17 Committee Chairman.

18 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

19 Motion carried.

20  
21 2:16 p.m. Break

22 2:28 p.m. Resume

### 23 24 **Legislative Office Reports:**

#### 25 **Treasury Director Report**

26 Motion made by Councilor Otto and supported by Councilor Naganashe to  
27 accept Treasury Director Garrow's verbal and written report as presented on  
28 October 9, 2014.

29 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

30 Motion carried.

#### 31 32 **Legislative Services Attorney Report**

33 Motion made by Treasurer Reyes and supported by Councilor Law to accept  
34 Legislative Services Attorney Budnick's verbal and written report as presented on  
35 October 9, 2014.

36 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

37 Motion carried.

#### 38 39 **Legislative Office Manager**

40 Motion made by Secretary Shananaquet and supported by Treasurer Reyes to  
41 accept Legislative Office Manager LaCount's verbal and written report as  
42 presented on October 9, 2014.

43 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

44 Motion carried.

### 45 46 **Action Items - Motions**

1 Motion made by Councilor Keshick and supported by Councilor Naganashe to  
2 acknowledge receipt of the Odawa Fishery, Inc. 2014 2nd Quarter Report.

3 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

4 Motion carried.

5  
6 Motion made by Councilor Keshick and supported by Councilor Denemy to  
7 acknowledge receipt of the Tribal Traditional Burial Board 3rd Quarter Report.

8 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

9 Motion carried.

10  
11 Motion made by Councilor Keshick and supported by Councilor Naganashe to  
12 approve Enrollment List A Eligible for Citizenship dated September 16, 2014, for  
13 a total of 8.

14 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

15 Motion carried.

16  
17 Motion made by Councilor Keshick and supported by Councilor Law to approve  
18 Enrollment List B In-Eligible for Citizenship dated September 16, 2014, for a total  
19 of 2.

20 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

21 Motion carried.

22  
23 Motion made by Councilor Keshick and supported by Councilor Law to  
24 acknowledge receipt of the 2013 Audit as prepared by Rehmann.

25 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

26 Motion carried.

27  
28 Motion made by Councilor Law and supported by Secretary Shananaquet to  
29 Approve Certified Motion #100914-01 Request for Funding from the U.S.  
30 Department of Health and Human Services Health Resources and Services  
31 Administration (HRSA), Office of Rural Health Policy Rural Health Care Services  
32 Outreach Program FY 2015 Little Traverse Bay Bands of Odawa Indians  
33 Substance Abuse-Mental Health Program “New and Enhanced Substance  
34 Abuse-Mental Health Services and Outreach”.

35 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

36 Motion carried.

37  
38 Motion made by Secretary Shananaquet and supported by Councilor Keshick to  
39 post to the Legislative Calendar: Amendment to Waganakising Odawak Statute #  
40 2012-010 Child Protection Statute-Sponsor Councilor Keshick.

41 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

42 Motion carried.

43  
44 Motion made by Councilor Keshick and supported by Councilor Naganashe to  
45 approve Grants, Donations and Other Funding Policy.

46 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

47 Motion carried.

1  
2 Motion made by Councilor Keshick and supported by Councilor Law to accept  
3 receipt of the Executive Nominations of Rochelle Ettawageshik for the Child  
4 Welfare Commission and Cathy Bradley for the Gaming Regulatory Commission,  
5 with interviews to be scheduled.

6 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

7 Motion carried.

8  
9 Motion made by Councilor Keshick and supported by Councilor Naganashe to  
10 approve Tribal Council attendance at the Federally Recognized Tribes Extension  
11 Program, November 14, 2014 at Island Resort and Casino.

12 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

13 Motion carried.

14  
15 Motion made by Secretary Shananaquet and supported by Councilor Keshick to  
16 amend today's agenda to include posting the Waganakising Odawak Statute,  
17 Leasing of Trust Lands Statute to the legislative calendar.

18 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

19 Motion carried.

20  
21 Motion made by Secretary Shananaquet and supported by Councilor Law to post  
22 to the Legislative Calendar: Waganakising Odawak Statute Leasing of Trust  
23 Lands Statute, sponsored by Councilor Law.

24 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)

25 Motion carried.

26  
27 **Action Items - Roll Call Votes**

28 **Discussion:** Councilor Otto raised questions as to whether or not someone was  
29 slated to move into the proposed house and whether or not the process was  
30 followed regarding site plan approval. AFC concerns when presented with this  
31 Supplemental fund request was that of the number of Citizens requiring housing  
32 many Tribal Council members would like to see this amount of money to be used  
33 to build or refurbish a property that will house more than a single family.

34  
35 Motion made by Councilor Keshick and supported by Councilor Naganashe to  
36 adopt Tribal Resolution: Supplemental Funding in the Amount of \$201,015.00 for  
37 new home at Wah Wahs Noo Da Ke Village.

38 Roll call: Councilor Denemy-no, Councilor Keshick-no, Councilor Law-no,  
39 Councilor Naganashe-no, Councilor Otto-yes, Councilor Wemigwase-absent,  
40 Treasurer Reyes-no, Secretary Shananaquet-no, Legislative Leader Gasco  
41 Bentley-no

42 Motion fails.

43  
44 Motion made by Councilor Law and supported by Treasurer Reyes to adopt  
45 Tribal Resolution: Supplemental Appropriation to Increase 2014 Per Capita  
46 Distribution Payments.

1 Roll call: Councilor Denemy-yes, Councilor Keshick-yes, Councilor Law-yes,  
2 Councilor Naganashe-yes, Councilor Otto-no, Councilor Wemigwase-absent,  
3 Treasurer Reyes-yes, Secretary Shananaquet-yes, Legislative Leader Gasco  
4 Bentley-yes  
5 Motion carries.

6  
7 3:21 p.m. Public comment opens  
8 3:21 p.m. Public comment closes  
9

10 **Discussion:** Council Denemy read into the minutes his letter of support for  
11 weekly payroll. Letter is signed and is available for review by citizens.  
12

13 Motion made by Councilor Denemy and supported by Councilor Keshick to adopt  
14 Tribal Resolution: Supplemental Funding for Accounting Department to reinstitute  
15 the Tribal Employee Weekly Payroll in the amount of \$64,000.00 to come from  
16 Prior Period Funds

17 Roll call: Councilor Denemy-yes, Councilor Keshick-yes, Councilor Law-yes,  
18 Councilor Naganashe-yes, Councilor Otto-no, Councilor Wemigwase-absent,  
19 Treasurer Reyes-yes, Secretary Shananaquet-yes, Legislative Leader Gasco  
20 Bentley-yes  
21 Motion carries.  
22

23 **Discussion:** Tribal Council would like to thank all the Branches of Government  
24 and the Treasury Department Staff for their participation in the 2016 Budget  
25 process.  
26

27 Motion made by Councilor Keshick and supported by Councilor Law to adopt  
28 Tribal Resolution: Tribal Government Priority Funding Allocation Percentages  
29 for FY 2016.

30 Roll call: Councilor Denemy-yes, Councilor Keshick-yes, Councilor Law-yes,  
31 Councilor Naganashe-yes, Councilor Otto-yes, Councilor Wemigwase-absent,  
32 Treasurer Reyes-yes, Secretary Shananaquet-yes, Legislative Leader Gasco  
33 Bentley-yes  
34 Motion carries.  
35

### 36 **Adjournment**

37 3:35 p.m. Motion made by Councilor Keshick and supported by Councilor  
38 Denemy to adjourn meeting.

39 Vote: 8-Yes, 0-No, 0-Abstained, 1–Absent (Councilor Wemigwase)  
40 Motion carried.  
41  
42

43 Next Scheduled Meeting  
44 October 23, 2014  
45

46 Please contact the Legislative Office at 231-242-1403, 231-242-1404 or 231-242-  
47 1406 for additional updates and clarifications of these minutes as presented.



These Minutes have been read and approved as written (or) corrected: (delete either the word "written" or "corrected" as pertains to how the minutes were approved.)

Julia A. Shananaquet, Tribal Council Secretary

Date